

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



#21

Inventor Application of: WOODING

Serial No: 09/444723

Group Art Unit: 2643

Examiner: Barry W. Taylor

Filed: November 24, 1999

For: REMOTE TESTING OF A
COMMUNICATIONS LINE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

December 10, 2003

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APR 16 2004

Technology Center 2600

Dear Sir:

DECLARATION UNDER RULE 131
SWEARING BEHIND BUTLER U.S. PATENT NO. 6,201,853

I, **Malcolm Basell**, hereby declare as follows:

1. That I am a Director of Teletech Pty Ltd of Victoria, Australia, the owner of the entire right, title and interest in the above-identified patent application by virtue of an assignment from the inventor, Jeffrey Wooding, recorded in the United States Patent and Trademark Office at Reel/Frame: 010578/0546.

2. That I have knowledge regarding the reduction to practice of the invention disclosed and claimed in the above-identified patent application (*e.g.*, which results from my involvement in the project which resulted in the invention). On 17 November 1997 I became Engineering Manager of Teletech Pty Ltd and replaced Jeffery Wooding the previous Engineering Manager and inventor of the product which is subject of the Teletech patent application. I was responsible for the final design, initial production and delivery of products to customers as well as operating manuals and advertising material.

3. That the invention disclosed and claimed in the above-identified patent application was reduced to practice prior to July 13, 1999, the filing date of U.S. Patent No. 6,201,853 issued to Butler *et al.*

WOODING

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4. That prior to July 13, 1999, the reduction to practice of the invention disclosed and claimed in the above-identified patent application was described in Exhibit A, attached hereto (with dates redacted).

5. That Exhibit A is a manual for an operative and functional embodiment of the remote testing system disclosed and claimed in the above-identified patent application that was implemented in Australia prior to July 13, 1999. Exhibit A shows and describes an example illustrative test system including a receiver unit connected at a remote end of a line and a sender unit connected at another end of the line. The receiver unit generates a signal in response to a selection of one of a number of characteristics of the line to be measured. The signal is transmitted along the communications line toward the sender unit. On detection of the signal at the sender unit, a switching device is controlled to connect predetermined circuitry across the line at the other end to enable a selected characteristic of the line to be measured.

6. That all statements made herein of my own knowledge are true and that statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements are punishable by fine or imprisonment, or both, under Section 101 of Title 18 of the United States Code and that any such willful false statements may jeopardise the validity of this application or any patent resulting therefrom.

Date: December 10, 2003

Signature:



Malcolm Basell
Director
Teletech Pty Ltd